

**Boehringer
Ingelheim****Telefax**

TO: Examiner Carlos Azpuru
DATE: March 10, 2005
Fax Number: (571) 273-0588
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**Boehringer Ingelheim
Corporation**

RE: Response to Non-Compliant Amendment
Serial Number: 10/766,748
Confirmation Number: 3653
Filing Date: 01/28/2004
First Inventor: Walz, M.
Attorney Docket Number: 1/1237,1149 R

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Dear Examiner Azpuru;

Please find transmitted herewith the following:


- (i) Response to Non-Compliant Amendment;
- (ii) Copy of the entire "Amendment to the Claims" section of the response filed on 7/7/2004, as requested by the Office

Should you not receive all twelve (12) pages of this transmission please contact my assistant, Kellyann Parrillo, at 203-778-7816.

Respectfully Submitted,


Andrea D. Small
Reg. No. 54,859

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Andrea D. Small, Reg. No. 54,859

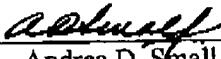
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Walz, M. et al) Art Unit: 1615
Serial No. : 10/766,748) Examiner: Carlos A. AZPURU
Confirmation No. : 3653
Filed : 01/28/2004
For : Process For Preparing Powder Formulations
Docket No. : 1/1237,1149 R

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to Examiner Carlos Azpuru of the U.S. Patent and Trademark Office at Fax No. (571) 273-0588 on March 10, 2005.


By: Andrea D. Small
Reg. No. 54,859

RESPONSE TO NON-COMPLIANT AMENDMENT

Sir:

This paper is being filed in response to the Notice of Non-Compliant Amendment indicated by Examiner in interview summary dated March 9, 2005. If it is determined that any fees under 37 C.F.R. §§ 1.16 or 1.17 are due in connection with this Amendment, authorization is hereby given to charge such fees to Deposit Account No. 02-2955.

Attached to this paper is the re-submission of the entire "Amendment to the Claims" section of the response filed on 7/7/2004 as requested by the Office.

Remarks begin on page 6 of this paper.